

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

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UNITED STATES OF AMERICA,

Plaintiff,

v.

**ORDER**

Criminal File No. 11-280 (MJD/JSM)

HAROLD JAMES HURLEY (14) and  
ERIKA ROMERO MONTENEGRO (16),

Defendant.

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Steven L. Schleicher, Assistant United States Attorney, Counsel for Plaintiff.

Jeffrey C. DeGree, Torres, DeGree & Associates, LLC, Counsel for Defendant  
Harold Hurley.

Peter B. Wold, Peter B. Wold, PA, Counsel for Defendant Erika Romero  
Montenegro.

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The above-entitled matter comes before the Court upon the Report and  
Recommendation of United States Magistrate Judge Janie S. Mayeron dated  
January 25, 2012. [Docket No. 487.] Defendants Harold James Hurley and Erika  
Romero Montenegro have filed objections to the Report and Recommendation.

Pursuant to statute, the Court has conducted a de novo review upon the record. 28 U.S.C. § 636(b)(1); Local Rule 72.2(b). Based upon that review, the Court **ADOPTS** the Report and Recommendation of United States Magistrate Judge Mayeron dated January 25, 2012.

Accordingly, based upon the files, records, and proceedings herein, **IT IS HEREBY ORDERED:**

1. The Court **ADOPTS** Magistrate Judge Janie S. Mayeron's Report and Recommendation dated January 25, 2012 [Docket No. 487].
2. Defendant Harold James Hurley's Motion to Suppress Statements [Docket No. 339] and Motion to Suppress Evidence Obtained in Search [Docket No. 340] are **DENIED**.
3. Defendant Erika Romero Montenegro's Motion to Suppress Evidence Obtained from Electronic Surveillance and Wiretapping [Docket No. 220], Motion to Suppress Confession or Statements in the Nature of Confessions [Docket No. 221], and Motion to Suppress Evidence Obtained in Violation of the Fourth Amendment [Docket No. 222] are **DENIED**.

Dated: February 24, 2012

s/ Michael J. Davis  
Michael J. Davis  
Chief Judge  
United States District Court